Union of India vs. Rama Nand (deceased) through LRs and others.

RFA No. 293 of 2005

21.12.2023 **Present:** Mr. Shiv Pal Manhans, Senior Panel Counsel, for the appellant/Union of India.

Mr. Sanjay Kumar Sharma, Advocate, for respondents No. 1(c) to 1(e)/applicants in CMP No. 18078 & 18079 of 2023.

Respondents No.1(a) and 1(b) are stated to have died.

Mr. Rahul Thakur, Deputy Advocate General, for respondents No.2 and 3/State.

CMP No. 18078 of 2023

For the reasons stated in the application, the same is allowed. Remaining legal representatives of respondents No. 1(a) and 1(b), who are not already on record i.e. Smt. Satya Devi, Smt. Tila Devi and Smt. Ram Pyari are ordered to be brought on record. The names of deceased respondents No. 1(a) and 1(b) are ordered to be deleted from the array of parties.

Application stands disposed of.

CMP No. 18079 of 2023

Amended memo filed with the present application is taken on record.

By way of instant application, applicants/ respondents No 1(a) to 1(f) have prayed for release of awarded amount falling to the share of deceased-

respondent No.1, Smt. Putli Devi, lying deposited in the Registry of this Court.

Learned counsel for the appellant/ non-applicant has no objection in allowing the prayer made in the application. Accordingly, the present application is allowed and the awarded amount falling to the share of deceased-respondent No.1, Smt. Putli Devi is ordered to be released in favour of her legal representatives i.e. applicant/respondents No.1 (a) to 1(f) as per their respective shares alongwith up-to-date proportionate interest. The awarded amount is to be divided *inter se* the parties on the basis of share as has been calculated in para -8 of the application and the amount be remitted in their respective Bank accounts, as detailed in para 6 of the application.

Application stands disposed of.

(Bipin C. Negi)
Judge

December 21, 2023
(Nisha)